

Law Offices

MORGAN, LEWIS & BOCKIUS LLP
(A Pennsylvania Limited Liability Partnership)
502 Carnegie Center
Princeton, New Jersey 08540
609-919-6682
Thomas A. Linthorst
Scott E. Ross
Attorneys for Defendant MortgageIT, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

DOMINICK SAMMARONE, DANIEL
SOGLUIZZO, ARA M. MESROPIAN, and
all others similarly situated,

Plaintiffs,

v.

MORTGAGEIT, INC.

Defendant.

Civil Action No. 2:07-cv-03839-WHW-MCA

DECLARATION OF ANDY OCCHINO

I, Andy Occhino, hereby declare as follows:

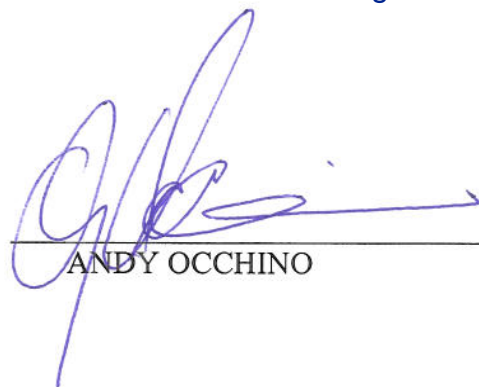
1. I am over 21 years old and have personal knowledge of, and am competent to testify to, all of the facts set forth herein.

2. I have been employed by MortgageIT, Inc. ("MortgageIT" or the "Company") since May 9, 2005. My position with MortgageIT is General Counsel and I oversee all legal matters pertaining to MortgageIT.

3. Attached hereto as Exhibit A is a true and correct copy of Paragraph 58 of the Joint Stipulation of Settlement and Release, which was filed in the case of Lacon et al. v. MortgageIT, Inc. et al, Case No. 04-CIV-7847 (VM).

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on this 17th day of October, 2007.



ANDY OCCHINO

EXHIBIT A

58.

REDACTED

REDACTED